

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

FRANK D. SEINFELD,)	
)	
Plaintiff,)	
)	
-against-)	Case No.: 05-298
)	
CRAIG R. BARRETT, CHARLENE)	
BARSHEFSKY, E. JOHN P. BROWNE,)	Jury Trial Demanded
D. JAMES GUZY, REED E. HUNDT,)	
PAUL S. OTELLINI, DAVID S. POTTRUCK,)	
JANE E. SHAW, JOHN L. THORNTON,)	
DAVID B. YOFFIE, ANREW S. GROVE, and)	
INTEL CORPORATION,)	
)	
Defendants.)	

**DEFENDANTS' REQUEST FOR JUDICIAL NOTICE
IN SUPPORT OF MOTION TO DISMISS PURSUANT
TO FEDERAL RULE OF CIVIL PROCEDURE 12(B)(1)**

OF COUNSEL:

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Dated: June 27, 2005

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Charlene Barshefsky, E. John P. Browne, D.
James Guzy, Reed E. Hundt, Paul S. Otellini,
David S. Pottruck, Jane E. Shaw, John L.
Thornton, David B. Yoffie, Andrew S. Grove,
and nominal defendant Intel Corporation

Pursuant to Federal Rule of Civil Procedure 201, defendants Craig R. Barrett, Charlene Barshefsky, E. John P. Browne, D. James Guzy, Reed E. Hundt, Paul S. Otellini, David S. Pottruck, Jane E. Shaw, John L. Thornton, David B. Yoffie, Andrew S. Grove and nominal defendant Intel Corporation (collectively "Defendants") respectfully request that this Court take judicial notice of following document:

1. The proxy statement filed by Intel Corporation ("Intel") with the Securities and Exchange Commission ("SEC") on March 29, 2005. A true and correct copy of this document is attached hereto as Exhibit A.

ARGUMENT

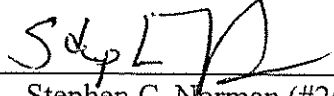
In this stockholder derivative action, plaintiff Frank D. Seinfeld challenges statements made in the proxy statement issued by Intel on March 29, 2005. This Court may properly take judicial notice of this proxy. *See* Fed. R. Evid. 201. *See also In re NAHC, Inc. Sec. Litig.*, 306 F.3d 1314, 1331 (3d Cir. 2002) (affirming judicial notice of documents relied upon in complaint and documents filed with the SEC); *Kramer v. Time Warner, Inc.*, 937 F.2d 767, 774 (2d Cir. 1991) (same).

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S. Grove, and nominal defendant Intel
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**IN THE UNITED STATES DISTRICT COURT
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CERTIFICATE OF SERVICE

I do hereby certify that, on June 27, 2005, the within document was filed with the Clerk of Court using CM/ECF which will send notification of such filing to the following; that the document was served on the following counsel as indicated; and that the document is available for viewing and downloading from CM/ECF.

BY EMAIL AND HAND DELIVERY

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